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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA,	)	Case No.: 2:17-cr-00180-JAD-PAL
	)	
Plaintiff,	)	STIPULATION TO CONTINUE
	)	GOVERNMENT'S RESPONSE TO
vs.	)	DEFENDANT'S MOTION TO
	)	SUPPRESS (ECF No. 203)
EVERLY JAMES,	)	
	)	
Defendant.	)	

IT IS HEREBY STIPULATED AND AGREED, by and between Steven W. Myhre, Acting United States Attorney; and Cristina D. Silva, Assistant United States Attorneys, counsel for the United States of America, and Christopher Oram, Esq., counsel for defendant EVERLY JAMES, for the reasons set forth herein, that the Government's response to defendant's motion to suppress (ECF No. 203), currently due on October 19, 2017, be continued for six weeks for the following reasons:

1           1. Counsel for the Government advised the Defendant that there is  
2 additional evidence that could extend the currently charged conspiracy. Counsel for  
3 the Defendant would like to see that additional discovery so the parties can  
4 potentially engage in plea negotiations. The Government is currently producing that  
5 additional information to the Defendant and his Counsel.

6           2. Further, Defendant's counsel set scheduled to commence a first-degree  
7 murder trial in the State of Nevada in the next two weeks. The trial will limit  
8 counsel's availability to file a reply to the Government's response.

9           3. The defendant is in custody and but does not object to the continuance.

10           4. Additionally, denial of this request for continuance could result in a  
11 miscarriage of justice because it will prevent the Defendant from receiving and  
12 reviewing additional information with his counsel, and his counsel the opportunity  
13 to file a fulsome reply to the Government's response.

14           5. This is the first request for continue the response to the motion to  
15 suppress.  
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17           DATED this 19th day of October, 2017.

18                           STEVEN W. MYHRE  
19                           Acting United States Attorney

20                                 /s/  
21                           CRISTINA D. SILVA  
                              FRANK J. COUMOU  
                              Assistant United States Attorneys

22                                 /s/  
23                           CHRISTOPHER ORAM, ESQ.  
24                           Counsel for Defendant James



1 reviewing additional information with his counsel, and his counsel the opportunity  
2 to file a fulsome reply to the Government's response.


3 5. This is the first request for continue the response to the motion to  
4 suppress.

5 For all of the above-stated reasons, the end of justice would best be served  
6 by a six-week continuation of the deadline for the Government to file its response to  
7 the Defendant's Motion to Suppress (ECF No. 203).

8 ORDER

9 IT IS ORDERED that the Government's deadline to respond to the  
10 Defendant's motion to suppress, currently scheduled for October 19, 2017, be vacated  
11 and continued to November 30, 2017.

12 DATED this 26th day of October, 2017.

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15 THE HONORABLE PEGGY A. LEEN  
16 United States Magistrate Judge  
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